

Fill in this information to identify the case:

United States Bankruptcy Court for the:

Northern District of Texas

Case number (if known): _____ Chapter **11**

☐ Check if this is an amended filing

Official Form 201

Voluntary Petition for Non-Individuals Filing for Bankruptcy

06/24

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and the case number (if known). For more information, a separate document, *Instructions for Bankruptcy Forms for Non-Individuals*, is available.

1. Debtor's name **W.D. Townley and Son Lumber Company, Inc.**

2. All other names debtor used in the last 8 years **Townley Lumber Co.**

Include any assumed names, trade names, and *doing business as* names

3. Debtor's federal Employer Identification Number (EIN) **7 5 - 1 2 3 4 2 3 0**

4. Debtor's address

Principal place of business

Mailing address, if different from principal place of business

13668 Highway 79S

Number Street

Henderson, TX 75652

City State ZIP Code

Rusk

County

Number Street

City State ZIP Code

Location of principal assets, if different from principal place of business

Number Street

City State ZIP Code

5. Debtor's website (URL)

6. Type of debtor

☒ Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))

☐ Partnership (excluding LLP)

☐ Other. Specify: _____

Debtor	W.D. Townley and Son Lumber Company, Inc.	Case number (if known) _____
Name _____		
7. Describe debtor's business	<p>A. Check one:</p> <p><input type="checkbox"/> Health Care Business (as defined in 11 U.S.C. § 101(27A))</p> <p><input type="checkbox"/> Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))</p> <p><input type="checkbox"/> Railroad (as defined in 11 U.S.C. § 101(44))</p> <p><input type="checkbox"/> Stockbroker (as defined in 11 U.S.C. § 101(53A))</p> <p><input type="checkbox"/> Commodity Broker (as defined in 11 U.S.C. § 101(6))</p> <p><input type="checkbox"/> Clearing Bank (as defined in 11 U.S.C. § 781(3))</p> <p><input checked="" type="checkbox"/> None of the above</p> <hr/> <p>B. Check all that apply:</p> <p><input type="checkbox"/> Tax-exempt entity (as described in 26 U.S.C. § 501)</p> <p><input type="checkbox"/> Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. § 80a-3)</p> <p><input type="checkbox"/> Investment advisor (as defined in 15 U.S.C. § 80b-2(a)(11))</p> <hr/> <p>C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor. See http://www.uscourts.gov/four-digit-national-association-naics-codes.</p> <p>_____</p>	
8. Under which chapter of the Bankruptcy Code is the debtor filing?	<p>Check one:</p> <p><input type="checkbox"/> Chapter 7</p> <p><input type="checkbox"/> Chapter 9</p> <p><input checked="" type="checkbox"/> Chapter 11. Check all that apply:</p> <p><input type="checkbox"/> Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$3,024,725 (amount subject to adjustment on 4/01/25 and every 3 years after that).</p> <p><input type="checkbox"/> The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). If the debtor is a small business debtor, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if all of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).</p> <p><input type="checkbox"/> The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D), and it chooses to proceed under Subchapter V of Chapter 11.</p> <p><input type="checkbox"/> A plan is being filed with this petition.</p> <p><input type="checkbox"/> Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).</p> <p><input type="checkbox"/> The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the <i>Attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11</i> (Official Form 201A) with this form.</p> <p><input type="checkbox"/> The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.</p> <p><input type="checkbox"/> Chapter 12</p>	
9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?	<p><input checked="" type="checkbox"/> No</p> <p><input type="checkbox"/> Yes. District _____ When _____ Case number _____</p> <p style="text-align: center;">MM / DD / YYYY</p> <p>District _____ When _____ Case number _____</p> <p style="text-align: center;">MM / DD / YYYY</p>	
10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?	<p><input checked="" type="checkbox"/> No</p> <p><input type="checkbox"/> Yes. Debtor _____ Relationship _____</p> <p>District _____ When _____</p> <p style="text-align: center;">MM / DD / YYYY</p> <p>Case number, if known _____</p>	

Debtor W.D. Townley and Son Lumber Company, Inc. Case number (if known) _____
Name

11. Why is the case filed in this district?

Check all that apply:

- ☒ Debtor has had its domicile, principal place of business, or principal assets in this district for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other district.
- ☐ A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?

☒ No

☐ Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.

Why does the property need immediate attention? (Check all that apply.)

☐ It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.
What is the hazard?

☐ It needs to be physically secured or protected from the weather.

☐ It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).

☐ Other _____

Where is the property? _____

Number Street

City

State

ZIP Code

Is the property insured?

☐ No

☐ Yes. Insurance agency _____
Contact name _____
Phone _____

Statistical and administrative information

13. Debtor's estimation of available funds?

Check one:

- ☐ Funds will be available for distribution to unsecured creditors.
- ☒ After any administrative expenses are paid, no funds will be available for distribution to unsecured creditors.

14. Estimated number of creditors

- ☐ 1-49 ☒ 50-99 ☐ 1,000-5,000 ☐ 5,001-10,000 ☐ 25,001-50,000 ☐ 50,000-100,000
- ☐ 100-199 ☐ 200-999 ☐ 10,001-25,000 ☐ More than 100,000

15. Estimated assets

- ☐ \$0-\$50,000 ☒ \$1,000,001-\$10 million ☐ \$500,000,001-\$1 billion
- ☐ \$50,001-\$100,000 ☐ \$10,000,001-\$50 million ☐ \$1,000,000,001-\$10 billion
- ☐ \$100,001-\$500,000 ☐ \$50,000,001-\$100 million ☐ \$10,000,000,001-\$50 billion
- ☐ \$500,001-\$1 million ☐ \$100,000,001-\$500 million ☐ More than \$50 billion

Debtor W.D. Townley and Son Lumber Company, Inc.
Name

Case number (if known) _____

16. Estimated liabilities

- | | | |
|------------------------------------------------|--------------------------------------------------------------|--------------------------------------------------------|
| <input type="checkbox"/> \$0-\$50,000 | <input checked="" type="checkbox"/> \$1,000,001-\$10 million | <input type="checkbox"/> \$500,000,001-\$1 billion |
| <input type="checkbox"/> \$50,001-\$100,000 | <input type="checkbox"/> \$10,000,001-\$50 million | <input type="checkbox"/> \$1,000,000,001-\$10 billion |
| <input type="checkbox"/> \$100,001-\$500,000 | <input type="checkbox"/> \$50,000,001-\$100 million | <input type="checkbox"/> \$10,000,000,001-\$50 billion |
| <input type="checkbox"/> \$500,001-\$1 million | <input type="checkbox"/> \$100,000,001-\$500 million | <input type="checkbox"/> More than \$50 billion |

Request for Relief, Declaration, and Signatures

WARNING --

Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

17. Declaration and signature of authorized representative of debtor

- The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.
- I have been authorized to file this petition on behalf of the debtor.
- I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 03/26/2025
MM/ DD/ YYYY

X /s/ Billy J. Townley
Signature of authorized representative of debtor

Billy J. Townley
Printed name

Title President

18. Signature of attorney

X /s/ Joseph Fredrick Postnikoff
Signature of attorney for debtor

Date 03/26/2025
MM/ DD/ YYYY

Joseph Fredrick Postnikoff
Printed name

Rochelle McCullough, LLP
Firm name

300 Throckmorton Street, Suite 520
Number Street

Fort Worth TX 76102-2929
City State ZIP Code

(817) 347-5261 JPostnikoff@romclaw.com
Contact phone Email address

16168320 TX
Bar number State

RESOLUTION

I, Billy J. Townley, the undersigned Director of W.D. Townley and Son Lumber Company, Inc. d/b/a Townley Lumber Co. (the "Corporation"), do hereby certify that at a meeting of the Directors of the Corporation duly called and held on the 5th day of March, 2025, the following resolutions were adopted and recorded in the minute book of the Corporation after full discussion by the Directors on the matters to which the resolution applies, and they have not been modified or rescinded, and are still in full force and effect. Notice of the meeting was sufficient in all respects.

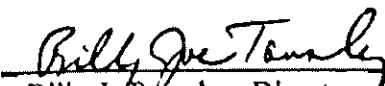
"RESOLVED, that notice of this meeting of the Directors is approved by all Directors of the Corporation and all notices and formal items related to this meeting are waived by the Managers; and it is

"FURTHER RESOLVED, that in the judgment of the Directors of the Corporation, it is desirable and in the best interests of the Corporation, its creditors, and other interested parties, that a petition be filed by the Corporation seeking relief under the provisions of Chapter 11, title 11 of the United States Code (the "Bankruptcy Code"); and it is

"FURTHER RESOLVED, that the President is hereby authorized to execute and verify such petition and all other documents associated therewith and cause the same to be filed, and to take such other action as is appropriate or necessary to seek relief under Chapter 11 of the Bankruptcy Code, and that the execution and verification of the petition is hereby ratified and adopted; and it is

"FURTHER RESOLVED, that the Corporation shall retain and employ all assistance by legal counsel or otherwise as deemed necessary and proper to secure for the benefit of the Corporation any and all relief to which it may be entitled under Chapter 11 of the Bankruptcy Code; and the Corporation shall engage and continue the engagement of the Rochelle McCullough, LLP, as legal counsel in connection with the reorganization of the Corporation and to pay a retainer fee to that law firm to be agreed upon by the President of the Corporation."

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Corporation on this the 25th day of March 2025.

By: 
Billy J. Townley, Director

Joseph F. Postnikoff
State Bar No. 16168320
ROCHELLE McCULLOUGH, LLP
300 Throckmorton Street, Suite 520
Fort Worth, Texas 76102
Telephone: 817.347.5260
Facsimile: 817.347.5269
Email: jpostnikoff@romclaw.com
[Http://www.romclaw.com](http://www.romclaw.com)

PROPOSED COUNSEL FOR DEBTOR IN POSSESSSION

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION

IN RE:	§	Case No. _____
	§	
W.D. TOWNLEY AND SON LUMBER	§	
COMPANY, INC. d/b/a Townley Lumber Co.,	§	
	§	In Proceedings Under Chapter 11
Debtor.	§	

CORPORATE OWNERSHIP STATEMENT [Rules 1007(a)(1) and 7007.1]

Pursuant to Rules 1007(a)(1) and 7007.1 of the Federal Rules of Bankruptcy Procedure,
there are no entities to report.

Fill in this information to identify the case:

Debtor name W.D. Townley and Son Lumber Company, Inc.

United States Bankruptcy Court for the:

Northern District of Texas

Case number (if known): _____

☐ Check if this is an amended filing

Official Form 204

Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders

12/15

A list of creditors holding the 20 largest unsecured claims must be filed in a Chapter 11 or Chapter 9 case. Include claims which the debtor disputes. Do not include claims by any person or entity who is an *insider*, as defined in 11 U.S.C. § 101(31). Also, do not include claims by secured creditors, unless the unsecured claim resulting from inadequate collateral value places the creditor among the holders of the 20 largest unsecured claims.

	Name of creditor and complete mailing address, including zip code	Name, telephone number, and email address of creditor contact	Nature of the claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated, or disputed	Amount of unsecured claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
					Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
1	Texas Mutual Insurance Co. PO Box 841843 Dallas, TX 75284-1843		Trade debt				\$156,165.33
2	Service Electric PO Box 2000 Kilgore, TX 75663		Utility				\$108,683.21
3	The Berkshire Group LP 553 Capital Drive Lake Zurich, IL 60047		Trade debt				\$92,313.33
4	Motion Industries, Inc. PO Box 504606 Saint Louis, MO 63150		Trade debt				\$87,849.13
5	Robert Porter 1802 East Main Henderson, TX 75652		Trade debt				\$79,618.07
6	Viking Engineering 10580 Naples Street NE Suite 100 Minneapolis, MN 55449		Trade debt				\$76,400.61
7	Collins Land & Timber, LLC 11755 US 259 Nacogdoches, TX 75965		Trade debt				\$72,161.61
8	Burton Saw & Supply 950 International Way Springfield, OR 97477		Trade debt				\$60,253.65

Debtor **W.D. Townley and Son Lumber Company, Inc.**

Case number (if known)

Name

	Name of creditor and complete mailing address, including zip code	Name, telephone number, and email address of creditor contact	Nature of the claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated, or disputed	Amount of unsecured claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
					Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
9	Service to Sawmills, Inc. 55 West Bayshore Drive Many, LA 71449		Trade debt				\$56,647.93
10	Deep South Equipment PO Box 415000 Nashville, TN 37241-5000		Trade debt				\$55,971.71
11	Velvin Oil Company PO Box 3689 Dept 556 Sugar Land, TX 77487		Trade debt				\$47,913.40
12	UT Health Henderson PO Box 226327 Dallas, TX 75222-6327		Trade debt				\$42,752.20
13	RA Advisors, LLC 12726 Pintail Road Plainfield, IL 60585		Trade debt				\$36,085.97
14	Rusk County Electric Coop PO Box 1169 Henderson, TX 75653-1169		Utility				\$29,284.34
15	Ellington Industrial Supply PO Box 128 Ellington, MO 63638		Trade debt				\$23,954.74
16	ISK Biocides, Inc. PO Box 901891 Cleveland, OH 44190-1891		Trade debt				\$22,074.13
17	Smith Sawmill Service US, Inc. PO Box 510 Garrison, TX 75946-0510		Trade debt				\$18,102.51
18	Rees-Memphis, Inc. PO Box 13225 Memphis, TN 38113		Trade debt				\$15,660.00
19	Adkins Law Firm 300 West Main Henderson, TX 75652		Service				\$12,847.50
20	PowerPlan One John Deere Place Moline, IL 61265		Trade debt				\$12,213.56

IN THE UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION

IN RE: **W.D. Townley and Son Lumber
Company, Inc.**

CASE NO

CHAPTER 11

VERIFICATION OF CREDITOR MATRIX

The above named Debtor hereby verifies that the attached list of creditors is true and correct to the best of his/her knowledge.

Date **03/26/2025**

Signature **/s/ Billy J. Townley**
Billy J. Townley, President

Adkins Law Firm
300 West Main
Henderson, TX 75652

Attorney General
Bankruptcy-Collection Division
PO Box 12548
Austin, TX 78711-2548

Attorney General of the U.S.
Office of the Attorney General
Main Justice Building, Rm 5111
10th & Constitution Avenue, N.W.
Washington, DC 20530

Billy J. Townley
645 FM 840 E
Henderson, TX 75654

Burton Saw & Supply
950 International Way
Springfield, OR 97477

Christus Health
PO Box 844787
Dallas, TX 75284-4787

Cintas
PO Box 650838
Dallas, TX 75265-0838

Collins Land & Timber, LLC
11755 US 259
Nacogdoches, TX 75965

Commercial Financial
Group/Texas, L.L.C.
5064 Roswell Road Suite A200
Atlanta, GA 30342

Cooper Machine Company
PO Box 550
Wadley, GA 30477

Deep South Equipment
PO Box 415000
Nashville, TN 37241-5000

Eastex Telephone
3675 Us Highway 79 S
Henderson, TX 75654-5760

Ellington Industrial Supply
PO Box 128
Ellington, MO 63638

Elliot Electric Supply
PO Box 206524
Dallas, TX 75320-6524

Fastenal
PO Box 419655
Kansas City, MO 64121-9655

Hagen's Fasteners
800 McCann Rd
Longview, TX 75601

Holt Cat
PO Box 650345
Dallas, TX 75265-0345

HYG Financial Services
PO Box 35701
Billings, MT 59107

HYG Financial Services
5000 Riverside Dr. Suite 300
Irving, TX 75039-4314

ISK Biocides, Inc.
PO Box 901891
Cleveland, OH 44190-1891

John Deere Financial
Po Box 6600
Johnston, IA 50131-6600

KILN-Direct.com
PO Box 159
Burgaw, NC 28425

McDonough Manufacturing
Company
PO Box 510
Eau Claire, WI 54702-0510

Motion Industries, Inc.
PO Box 504606
Saint Louis, MO 63150

Office of the United States
Trustee
1100 Commerce St Ste 976
Dallas, TX 75242-1011

PowerPlan
One John Deere Place
Moline, IL 61265

Purvis
2565 W NW Loop 323
Tyler, TX 75702

RA Advisors, LLC
12726 Pintail Road
Plainfield, IL 60585

Rees-Memphis, Inc.
PO Box 13225
Memphis, TN 38113

Regions Bank
Collateral Management
PO Box 12926 # 3
Birmingham, AL 35202

Regions Bank
250 Riverchase Parkway East 3rd Floor
Birmingham, AL 35244

Reklas Gas System
PO Box 250
Reklaw, TX 75784

Republic Services
Po Box 78829
Phoenix, AZ 85062-8829

Robert Porter
1802 East Main
Henderson, TX 75652

Rusk County Electric Coop
PO Box 1169
Henderson, TX 75653-1169

Rusk County Tax
Assessor/Collector
Po Box 988
Henderson, TX 75653-0988

Service Electric
PO Box 2000
Kilgore, TX 75663

Service to Sawmills, Inc.
55 West Bayshore Drive
Many, LA 71449

Smith Sawmill Service US,
Inc.
PO Box 510
Garrison, TX 75946-0510

Taylor Safety Consulting,
LLC
PO Box 1025
Hallsville, TX 75650

Texas Attorney General's
Office
Bankruptcy-Collections Division
P.O. Box 12548
Austin, TX 78711-2548

Texas Comptroller Of Public
Accounts
State Comptroller of Public Accounts
Revenue Accounting Division-Bankruptcy
Section
P.O. Box 13528
Austin, TX 78711

Texas Mutual Insurance Co.
PO Box 841843
Dallas, TX 75284-1843

Texas Workforce Commission
TEC Building- Bankruptcy
101 E. 15th Street
Austin, TX 78778

The Berkshire Group LP
553 Capital Drive
Lake Zurich, IL 60047

Townley Pallet Manufacturing,
LLC
13668 Us Highway 79 S
Henderson, TX 75654-5645

Tyler Regional Hospital, LLC
PO Box 7000
Tyler, TX 75711

U.S. Small Business
Administration
PO Box 8274
Tyler, TX 75711-8274

UT Health Henderson
PO Box 226327
Dallas, TX 75222-6327

Velvin Oil Company
PO Box 3689 Dept 556
Sugar Land, TX 77487

Verdent Commercial Capital
PO Box 207202
Dallas, TX 75320-7202

Viking Engineering
10580 Naples Street NE Suite 100
Minneapolis, MN 55449

Zaxis Financial
123 SW Columbia St
Bend, OR 97702